



Corporation Counsel
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April 4, 2016

**Legal Report
For March 2016**

During March, 2016, the following areas of note were addressed by the Corporation Counsel's office:

Council

Attend PreCouncil; Attend Council meeting, conference with councilors and dept. heads; Review and transmit letter to Traveller's on City Hall water/mold damage;

Board of Works

Email to/from Attorney Eberhardt; Review CRC Complaint; Review Cty. Line Park, Inc., 738 N.E.2d 1044; Attend BOW, conference dept. heads; Review the Pop! Goes Purdue proposed contract between the city and the artists; email to B. Shaw regarding review; Review email from Attorney Eberhardt; respond with Ordinance location for Fuse PUD; phone call with Dale Dixon regarding historic enforcement; discussion with CC; Research and Analysis and email to attorney Eberhardt; Review status of city code revision project; meet with CC and A. Burns to discuss next steps; Attend Dept Head meeting, conference with Mayor and dept. heads; Confer with staff regarding city code, conference with councilors regarding same; Phone conference with Attorney Gabe Eberhardt regarding Fuse building and City Code; Attend Council meeting, conference with councilors and dept. heads; Review and respond to follow-up email from attorney Eberhardt; Attend BOW, conference with dept. heads, conference with Mayor regarding personnel; Conference PC regarding annexation and current code enforcement problems; Conference Mayor regarding personnel; Discussion with CC regarding campaign signs, update previous letter from Engineer's office, email to D. Buck regarding same; Attend BOW, conference with dept heads regarding ordinance modifications for fire hydrants, SOPs for Fire, CSO project, ROW regulations for cellular providers; Review email from HRC chair regarding updates on action items; Discussion with CC regarding action items for HRC and WL Equality Score; phone conference with D. Foster regarding employee personnel handbook changes; HRC: Review various email correspondence from Mayor's staff and HRC chair, Research regarding Municipal Code requirements for nondiscrimination in contracts, review Civil Rights Act regarding nondiscrimination in contracts, meeting with CC to discuss research; Attend BOW, conference with Dept. Heads; Phone conference with D. Foster regarding employee handbook policies; Discussion with CC regarding Employee Handbook, statutory implications and EEOC standards, phone conference with D. Foster.

Wastewater Utility

Review Agreed Summary Judgment order drafted by bank's attorney in the mortgage foreclosure case involving the property at 2617 Covington Street; phone conference with R. Wade at billing about the unsatisfied amount of wastewater liens; email to bank's attorney; Voicemail from/to R. Wade regarding unpaid stormwater account;

Development

Conference with Mayor and HRC representatives; conference with Mayor; Prepare Opinion letters for RDA bond closing; Conference with President of HPC regarding Bylaws after review of same.

State Street Project – Attend to Midwest Student Properties condemnation via conferences, voicemails, and telephone calls; Numerous meetings and telephone calls, emails regarding finalizing schedule, modification of transfer resolution, Supplemental MOU changes/conference with Counsel, Mayor; Final preparation for closing, review all changes and relevant documents for opinion letters for Commercial and financial close, numerous emails to various parties regarding closing details and final agreement between PU and city as detailed in supplemental MOU, review opinion letters and conference with law partners regarding same, investigate insurance coverage with MBAH and finalize savings from property insurance to enhance scope; Begin revisions to Resolution to transfer real estate; Attend to numerous closing details, conferences with Council, City team, telephone call with J. Treat CPA; Revise exhibits to Resolution to transfer and relay to CC; Review numerous emails with numerous attachments regarding commercial and financial close, make revisions to MOA related to dates for TIF calculations, multiple telephone conferences with CPA and conferences with T. Brooks esq., Revise opinion letters, prepare document summary, review transmittal of closing documents; Conference with attorney, assembly of closing documents, preparation of quit claim deed, emails to/from B&T; emails to/from deputy clerk; Continued attention to posting requirements for JB, insurance coverage issues, conferences with Mayor, City Team, review and respond to numerous emails regarding Commercial close; Continued attention to insurance savings, review and respond to numerous emails regarding commercial close and redrafting necessary; Attend RDC, attend to numerous emails, draft MOA changes, conclude insurance issue, JB meetings; Attend to preparation and filing of all pleadings in Schroeder after complete review of file; Draft Complaint in Condemnation, Appearance, Notice of Show Cause, and Summons regarding Parcel 301; Finalize pleadings regarding condemnation of Parcel 301; Review documentation and Draft Complaint in Condemnation, Appearance, Notice of Show Cause, and Summons regarding Parcel 316; Prepare memo regarding issues for Attorney; Review Parcel 316 Condemnation documents, conference with paralegal; Conference with attorney regarding Parcel 316 documents; Telephone conference with CC; Telephone conference with S. Tennacour; Telephone conference with J. Deahl regarding issues in condemnation of parcel 316; Review documentation for condemnation of parcels 107 and 112; Email with S. Tennacour, T. Brooks and D. Buck regarding full title report for parcels; Review and Revise Complaint, Summons, and Notice in the Condemnation of Parcel 112; Review procedures for takings with staff on Stationery/Supplies and Williams street, statutory

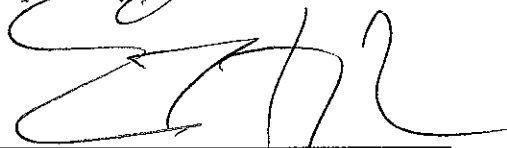
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research regarding same, attend to Schroeder, Bhatia; Conference Mayor WWTU Superintendent, DD regarding State Street traffic issues, review truck restrictions; Review documentation and Draft Complaint in Condemnation, Appearance, Notice of Show Cause, and Summons regarding Parcel 102; Review documentation provided by J. Deahl regarding Parcel 316, conference with Attorney, revisions to condemnation pleadings; Review pleadings and offer documents for the Phi Delta Theta take; Review file and prepare for filing in Cochran, review and edit drafts of pleadings, file same; Review Chase Bank taking file, conference with T. Brooks Esq. regarding same; review and execute pleadings for filing; Review documents and prepare exhibits for parcel 107, revise condemnation pleadings; Packets for Parcels 102, 316, and 107 to attorney for final review; Attend to Phi delta taking, file same; Review email, send email with position and telephone call to J. Ramsland Esq. regarding Midwest Student Properties; Conference with PWD regarding Midwest Properties, revise order regarding partial release of mortgage, review packet regarding duration of temporary easement; Review checklist from Bond counsel on both closings.

Code Enforcement

Review Fire code changes provided by Chief including public access;

Respectfully Submitted,


Eric H. Burns, Corporation Counsel